

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)**

Docket No.
CIBT-P01-570

In Re Application Of: Sympath

Serial No.
09/423,943

Filing Date
March 8, 2000

Examiner
J. Andres

Group Art Unit
1646

Invention: Methods for Evaluating Tissue Morphogenesis and Activity

MAR 13 2002

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of October 23, 2001 in the above-identified application.

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated October 23, 2001 finally rejecting Claim(s) 1-5 and 8 - 28.

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: **January 23, 2002** Date _____ until: **March 23, 2002** Date _____

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$310.00

Fee for Extension of Time: \$390.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$700.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of _____ for the Notice of Appeal and extension of time is enclosed.

Please charge Deposit Account No. 18-1945 in the amount of \$700.00
A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-1945
A duplicate copy of this sheet is enclosed.
 Any additional filing fees required under 37 C.F.R. 1.16.
 Any patent application processing fees under 37 CFR 1.17.

If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. _____
A duplicate copy of this sheet is enclosed.

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COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Large Entity)

Docket No.
CIBT-P01-570

In Re Application Of: Sampath

Serial No.
09/423,943

MAR 08 2002
PATENT & TRADEMARK OFFICE
U.S. DEPARTMENT OF COMMERCE

Filing Date
March 8, 2000

Examiner
J. Andres

Group Art Unit
TECH 646

Invention: Methods for Evaluating Tissue Morphogenesis and Activity

RECEIVED
MAR 13 2002
TECH CENTER 1600
2000

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

William G. Gosz
Signature

Dated: 2/28/02

William G. Gosz
Registration No. 27,787

Certificate of Transmission by Facsimile*

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No.

) on _____
(Date)

Signature

Typed or Printed Name of Person Signing Certificate

Certificate of Mailing

I certify that this document and fee is being deposited on 2/28/02 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Patricia McKenney
Signature of Person Mailing Correspondence

Patricia McKenney

Typed or Printed Name of Person Mailing Correspondence

*This certificate may only be used if paying by deposit account.

CC: